DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO 1437 Bannock Street

Denver, Colorado 80202

PLAINTIFFS: **Anthony Lobato**, as an individual and as parent and natural guardian of **Taylor Lobato** and **Alexa Lobato**; *et al*.

VS.

DEFENDANTS: The State of Colorado; et al.

COURT USE ONLY

Attorneys for Intervenor Plaintiffs:

Henry L. Solano*

Attorney Registration No. 7539

Dewey & LeBoeuf 4121 Bryant Street

Denver, CO 80211

Telephone: (303) 477-9481

E-mail: HSolano@DeweyLeBoeuf.com

David G. Hinojosa

Texas Bar No. 24010689

Nina Perales

Texas Bar No. 24005046

Admitted Pro Hac Vice

Mexican American Legal Defense

and Educational Fund

110 Broadway, Ste. 300

San Antonio, Texas 78205

Telephone: (210) 224-5476 Email: dhinojosa@maldef.org

*Counsel of Record

Case Number: 05 CV 4794

Div: 9

PLAINTIFF-INTERVENORS' DISCLOSURE OF EXPERTS' IDENTITY AND SUBJECT MATTER OF TESTIMONY

Pursuant to the Stipulated Proposed Modified Case Management Order entered by the Court on September 10, 2010, Plaintiff-Intervenors Armandina Ortega, *et al.*, submit this disclosure of their experts' identity and subject matter of testimony.

I. Retained Experts

W. Steven Barnett, Ph.D.
 National Institute for Early Education Research Rutgers University
 120 Albany Street, Ste. 500
 New Brunswick, New Jersey 08901
 (732) 932-4350

Dr. Barnett will testify on the following subject matters: the essential elements and resources of a quality preschool program for low income students; Colorado's minimal preschool requirements and curriculum standards and testing compared to the nationally-accepted norm for quality preschool programs; the relationship between available state funding for preschool programs and the resources necessary to implement successful preschool programs for low income students; the extent of learning and achievement by preschool students in Colorado as a whole and more specifically in Rocky Ford, Mapleton, Greeley and Sheridan school districts; and the quality of preschool programs in Rocky Ford, Mapleton, Greeley and Sheridan school districts.

 Dr. Linda Darling-Hammond Charles E. Ducommun Professor School of Education Stanford University 326 CERAS Building 520 Galvez Mall Stanford, CA 94305 (650) 723-3555

Dr. Linda Darling-Hammond will testify on the following subject matters: teacher quality, training, accountability, recruitment and retention; class size; skills for workforce/civic participation; student achievement including the effects of race and poverty; and necessary resources for education.

 Dr. Kathy Escamilla School of Education University of Colorado at Boulder 247 UCB Boulder, CO 80309 (303) 492-0147

Dr. Escamilla will testify on the following subject matters: the essential elements and resources of a quality education program for English Language Learner ("ELL") students; essential elements and resources of quality preschool programs for ELL students; the relationship between available state funding for ELL programs and the resources necessary to implement successful ELL programs; the extent of learning and achievement by ELL students in Colorado as a whole and more specifically in Rocky Ford, Mapleton, Greeley and Sheridan school districts; and the quality of ELL programs in districts across the State of Colorado, including Rocky Ford, Mapleton, Greeley and Sheridan.

Dr. Hank Levin
 William Heard Kilpatrick Professor of Economics and Education
 Teachers College
 Columbia University
 525 W. 120th Street
 New York, New York
 (212) 678-3857

Dr. Hank Levin will testify on the following subject matters: economic consequences of the failure to educate adequately students; social and economic impacts of students who drop out or are otherwise inadequately educated; and programs that have shown evidence of effectiveness for low income and at-risk students and that are certified by independent experts.

Dr. Steve Murdock
 Department of Sociology, MS-202
 Rice University
 6100 S. Main St.
 Houston, Texas 77005-1892

Dr. Steve Murdock will testify on the following subject matters: patterns of growth in the number of Free and Reduced Price Lunch Program and ELL students in the State of Colorado, as well as counties and school districts in Colorado; the demand for programs to address the needs of such children; and the potential implications of student demographic patterns on educational attainment, and any resulting effects on income earnings and the economy.

II. Non-retained Experts

6. Michael Clough

Superintendent of Sheridan 2 School District 4000 South Lowell Boulevard Sheridan, CO 80236

Phone: (720) 833-6991

7. Charlotte Ciancio

Superintendent of Mapleton 1 591 East 80th Avenue Denver, CO 80229-5806

Phone: (303) 853-1000

8. Dr. Ranelle Lang

Superintendent of Greeley 6 1025 9th Avenue, 4th Floor Greeley, CO 80631

Phone: (970) 348-6000

9. Nancy Paulson Aschermann

Superintendent of Rocky Ford R-2

601 South 8th Street

Rocky Ford, CO 81067-2013

Phone: (719) 254-7423

The non-retained experts identified above or their respective designees are expected to testify as to their mixed factual knowledge, experience and expertise in their respective present and former school districts on the following subject matters: student performance; class size; curriculum and extra-curricular offerings; ELL and compensatory programs; teacher quality; professional development; facilities; accountability and accreditation requirements; state mandates; postsecondary readiness; community relations and expectations; revenue raising capacity; technology; libraries; budgets; and school finance-related matters.

Plaintiff-Intervenors further incorporate by reference Plaintiffs' Expert Disclosures submitted concurrently with this disclosure. Plaintiff-Intervenors further reserve the right to amend or supplement this disclosure to rebut the testimony of any experts identified by Defendants.

CERTIFICATE OF SERVICE

This is to certify that I have duly served the **Plaintiff-Intervenors' Disclosures of Experts' Identity and Subject Matter of Testimony** upon all parties herein by electronically filing through LexisNexis courtlink or by depositing copies of same in the United States mail, first-class postage prepaid, this 2nd day of February 2011, addressed as follows:

Attorneys for Defendants: JOHN W. SUTHERS **Attorney General** NANCY J. WAHL First Assistant Attorney General ANTONY B. DYL Senior Assistant Attorney General CAREY TAYLOR MARKEL Senior Assistant Attorney General NICHOLAS P. HEINKE **Assistant Attorney General** JONATHAN P. FERO **Assistant Attorney General ERICA WESTON** Assistant Attorney General Office of the Colorado Attorney General 1525 Sherman Street, 7th Floor Denver, CO 80203

Attorneys for Plaintiffs Anthony Lobato, et al.:
Alexander Halpern
ALEXANDER HALPERN LLC
Kathleen J. Gebhardt
Jennifer Weiser Bezoza
KATHLEEN J. GEBHARDT LLC
1426 Pearl Street, Suite 402
Boulder, CO 80302

Attorneys for Anthony Lobato, Denise Lobato, Taylor Lobato, Alexa Lobato, and Aurora Joint School District No. 28-C: Kenzo Kawanabe Terry R. Miller DAVIS GRAHAM & STUBBS LLP 1550 Seventeenth Street, Suite 500 Denver, CO 80202 Attorney for Plaintiffs Sanford School District 6J, North Conejos School District RE -1J, South Conejos School District RE-10, and Centennial School District No. R-1: Jess A. Dance Perkins Coie LLP 1899 Wynkoop Street, Suite 700 Denver, CO 80202

Attorneys for Plaintiffs Creed Consol.
School District No. 1, Del Norte Consol.
School District No. C-7, Moffat School
District No. 2, and Mountain Valley
School District No. RE-1:
Kyle C. Velte
Ryann B. MacDonald
Reilly Pozner LLP
511 Sixteenth Street, suite 700
Denver, CO 80202

Attorneys for Plaintiffs Jessica Spangler, Herbert Conboy, Victoria Conboy, Terry Hart, Kathy Howe-Kerr, Larry Howe-Kerr, John T. Lane, Jennifer Pate, Blanche J. Podio, and Robert L. Podio:

David W. Stark Joseph C. Daniels Sera Chong FAEGRE & BENSON, LLP 1700 Lincoln Street, Suite 3200 Denver, CO 80203

Attorney for Plaintiff Pueblo School District No. 60, County of Pueblo, Colorado: Kimberley D. Neilio Jennifer Harvey Weddle GREENBERG TRAURIG, LLP 1200 Seventeenth St., Ste. 2400 Denver, CO 80202

> By: <u>S/ David G. Hinojosa</u> David G. Hinojosa